

(Pub. L. 85-769, § 11, Aug. 27, 1958, 72 Stat. 926.)

**§ 862. Prohibition against issuance of stock or payment of dividends**

The corporation shall have no power to issue any shares of stock or declare or pay dividends.

(Pub. L. 85-769, § 12, Aug. 27, 1958, 72 Stat. 926.)

**§ 863. Books and records; inspection**

The corporation shall keep correct and complete books and records of account. It shall also keep minutes of the proceedings of its membership and of the board of directors or committees having authority under the board of directors. It shall also keep at its principal office a record giving the names and addresses of its members, directors, and officers. All books and records of the corporation may be inspected by any member or his agent or attorney for any proper purpose at any reasonable time.

(Pub. L. 85-769, § 13, Aug. 27, 1958, 72 Stat. 926.)

**§ 864. Repealed. Pub. L. 88-504, § 4(30), Aug. 30, 1964, 78 Stat. 637**

Section, Pub. L. 85-769, § 14, Aug. 27, 1958, 72 Stat. 926, related to audit of financial transactions and report of such audit to Congress. See sections 1101 to 1103 of this title.

**§ 865. Use of assets on dissolution or liquidation**

Upon final dissolution or liquidation of the corporation and after discharge or satisfaction of all outstanding obligations and liabilities the remaining assets of the corporation shall be transferred to the Department of Veterans Affairs to be applied to the care and comfort of blinded veterans.

(Pub. L. 85-769, § 15, Aug. 27, 1958, 72 Stat. 927; Pub. L. 102-54, § 13(n)(4), June 13, 1991, 105 Stat. 278.)

AMENDMENTS

1991—Pub. L. 102-54 substituted “Department of Veterans Affairs” for “Veterans’ Administration”.

**§ 866. Acquisition of assets and liabilities of existing corporation**

The corporation may acquire the assets of the Blinded Veterans Association, Incorporated, a body corporate organized under the laws of the State of New York, upon discharge or satisfactorily providing for the payment and discharge of all of the liabilities of such State corporation and upon complying with all the laws of the State of New York applicable thereto.

(Pub. L. 85-769, § 16, Aug. 27, 1958, 72 Stat. 927.)

**§ 867. Exclusive right to name, seals, emblems, and badges**

The corporation and its duly authorized regional groups and other local subdivisions shall have the sole and exclusive right to have and use in carrying out its purposes the name Blinded Veterans Association and such seals, emblems, and badges as the corporation may lawfully adopt.

(Pub. L. 85-769, § 17, Aug. 27, 1958, 72 Stat. 927.)

CROSS REFERENCES

Penalty for unauthorized manufacture, reproduction, or sale of badges or emblems of veterans’ organizations, see section 705 of Title 18, Crimes and Criminal Procedure.

**§ 868. Reservation of right to amend or repeal chapter**

The right to alter, amend, or repeal this chapter is expressly reserved.

(Pub. L. 85-769, § 18, Aug. 27, 1958, 72 Stat. 927.)

**CHAPTER 36—BIG BROTHERS—BIG SISTERS OF AMERICA**

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**§ 881. Corporation created; short title**

(a) The following persons: Charles G. Berwind, Philadelphia, Pennsylvania; Mark Willcox, Junior, Philadelphia, Pennsylvania; Earle S. Thompson, New York, New York; Archie O. Dawson, New York, New York; Isadore A. Wyner, New York, New York; and their successors, are hereby created and declared to be a body corporate of the District of Columbia, where its legal domicile shall be, by the name of the Big Brothers—Big Sisters of America (hereinafter referred to as the corporation) and by such name shall be known and have perpetual succession and the powers, limitations, and restrictions herein contained.

(b) This chapter may be cited as the “Big Brothers—Big Sisters of America”.

(Pub. L. 85-870, § 1, Sept. 2, 1958, 72 Stat. 1691; Pub. L. 95-167, § 1(a), Nov. 11, 1977, 91 Stat. 1347.)

REFERENCES IN TEXT

Herein, referred to in subsec. (a), means Pub. L. 85-870, Sept. 2, 1958, 72 Stat. 1691, as amended, which is classified generally to this chapter. For complete classification of this Act to the Code, see Tables.

AMENDMENTS

1977—Pub. L. 95-167 designated existing provisions as subsec. (a), substituted “Big Brothers—Big Sisters of America” for “Big Brothers of America”, and added subsec. (b).

## SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 882 of this title.

**§ 882. Completion of organization**

A majority of the persons named in section 881 of this title are authorized to complete the organization of the corporation by the adoption of a constitution and bylaws, not inconsistent with this chapter, and the doing of such other acts (including the selection of officers and employees in accordance with such constitution and bylaws) as may be necessary for such purpose.

(Pub. L. 85-870, § 2, Sept. 2, 1958, 72 Stat. 1691.)

**§ 883. Purposes of corporation**

The purposes of the corporation shall be to aid and assist individuals throughout the United States of America in the solution of their social and economic problems, and assist in their health, educational and character development; to promote the use of the techniques of such assistance developed by the corporation, by other lay and professional agencies and workers, to receive, invest, and disburse funds and to hold property for the purposes of the corporation.

(Pub. L. 85-870, § 3, Sept. 2, 1958, 72 Stat. 1691; Pub. L. 95-167, § 1(b), Nov. 11, 1977, 91 Stat. 1347.)

## AMENDMENTS

1977—Pub. L. 95-167 substituted “individuals” for “boys” and struck out “and Canada” after “United States of America”.

**§ 884. Powers of corporation**

The corporation shall have power—

- (1) to have succession by its corporate name;
- (2) to sue and be sued, complain, and defend in any court of competent jurisdiction;
- (3) to adopt, use, and alter a corporate seal;
- (4) to choose such officers, managers, agents, and employees as the business of the corporation may require;
- (5) to adopt, amend, and alter a constitution and bylaws, not inconsistent with the laws of the United States or any State in which the corporation is to operate, for the management of its property and the regulation of its affairs;
- (6) to contract and be contracted with;
- (7) to take by lease, gift, purchase, grant, devise, or bequest from any private corporation, association, partnership, firm, or individual and to hold any property, real, personal, or mixed, necessary or convenient for attaining the objects and carrying into effect the purposes of the corporation, subject, however, to applicable provisions of law of any State (A) governing the amount or kind of property which may be held by, or (B) otherwise limiting or controlling the ownership of property by, a corporation operating in such State;
- (8) to transfer, convey, lease, sublease, encumber, and otherwise alienate real, personal, or mixed property; and
- (9) to borrow money for the purposes of the corporation, issue bonds therefor, and secure the same by mortgage, deed of trust, pledge, or otherwise, subject in every case to all applicable provisions of Federal and State laws.

(Pub. L. 85-870, § 4, Sept. 2, 1958, 72 Stat. 1691.)

**§ 885. Principal office; territorial scope of activities; agent for service of process**

(a) The principal office of the corporation shall be located in Philadelphia, Pennsylvania, or in such other place as may be later determined by the board of directors, but the activities of the corporation shall not be confined to that place, but may be conducted throughout the various States, Territories, and possessions of the United States.

(b) The corporation shall have in the District of Columbia at all times a designated agent authorized to accept service of process for the corporation; and notice to or service upon such agent, or mailed to the business address of such agent, shall be deemed notice to or service upon the corporation.

(Pub. L. 85-870, § 5, Sept. 2, 1958, 72 Stat. 1692; Pub. L. 95-167, § 1(c), Nov. 11, 1977, 91 Stat. 1347.)

## AMENDMENTS

1977—Subsec. (a). Pub. L. 95-167 struck out “and in Canada to the extent permitted by Canadian laws” after “possessions of the United States”.

**§ 886. Membership; voting rights**

Eligibility for membership in the corporation and the rights, privileges, and designations of classes of members shall, except as provided in this chapter, be determined as the constitution and bylaws of the corporation may provide. Each member of the corporation shall have the right to one vote on each matter submitted to a vote at all meetings of the members of the corporation.

(Pub. L. 85-870, § 6, Sept. 2, 1958, 72 Stat. 1692.)

**§ 887. Governing body****(a) Composition**

Upon the enactment of this chapter the membership of the initial board of directors of the corporation shall consist of the present members of the board of directors of the Big Brothers of America, Incorporated, the corporation described in section 896(a) of this title, or such of them as may then be living and are qualified members of said board of directors, to wit:

Justice Tom Clark, Washington, D.C. (honorary);

Honorable Stuart Garson, Ottawa, Ontario, Canada (honorary);

Honorable Luther W. Youngdahl, Washington, District of Columbia (honorary);

Charles G. Berwind, Philadelphia, Pennsylvania;

Henry J. Benisch, Brooklyn, New York;

DeVere Bobier, Flint, Michigan;

J. Carroll Brown, Lansing, Michigan;

Fielding T. Childress, Saint Louis, Missouri;

Guy de Pujalon, Ottawa, Ontario, Canada;

Robert E. Curry, New York City, New York;

Jere Gillette, Detroit, Michigan;

Benjamin van D. Hedges, New York City, New York;

Honorable Thomas C. Hennings, Junior, Washington, District of Columbia;

Doctor Kenneth D. Johnson, New York City, New York;

Charles B. Levinson, Cincinnati, Ohio;  
Walter H. Levy, Providence, Rhode Island;  
Richard Loud, Boston, Massachusetts;  
George O. Ludcke, Junior, Minneapolis, Minnesota;

Charles E. McMartin, Saginaw, Michigan;  
John McShain, Philadelphia, Pennsylvania;  
John E. Mangrum, Dallas, Texas;  
George Miller, Los Angeles, California;  
Nicholas C. Mueller, Baltimore, Maryland;  
Herbert Myerberg, Baltimore, Maryland;  
Thomas J. Potts, Columbus, Ohio;  
Norfleet H. Rand, Saint Louis, Missouri;  
G. Ruhland Rebmann, Junior, Philadelphia, Pennsylvania;

James B. Reese, Los Angeles, California;  
Sanford Reider, Cleveland, Ohio;  
Thomas A. Rogers, Denver, Colorado;  
Robert N. Rosenthal, Cincinnati, Ohio;  
Canon John Samuel, Hamilton, Ontario, Canada;

Maurice Schwarz, Junior, Los Angeles, California;

Isadore M. Scott, Philadelphia, Pennsylvania;  
Milton Seaman, New York City, New York;  
Nathaniel Sharf, Boston, Massachusetts;  
Jay C. Standish, Cleveland, Ohio;  
Donald W. Thornburgh, Philadelphia, Pennsylvania;

Robert L. Walston, Houston, Texas;  
J. Austin White, Cincinnati, Ohio;  
Meredith Willson, Los Angeles, California;  
Paul Wilson, Detroit, Michigan; and  
E. N. Zeigler, Florence, South Carolina.

#### (b) Tenure

Thereafter the board of directors of the corporation shall consist of such number as may be prescribed in the constitution of the corporation, and the members of such board shall be selected in such manner (including the filling of vacancies), and shall serve for such terms, as may be prescribed in the constitution and bylaws of the corporation.

#### (c) Duties

The board of directors shall be the managing body of the corporation and shall have such powers, duties, and responsibilities as may be prescribed in the constitution and bylaws of the corporation.

(Pub. L. 85-870, §7, Sept. 2, 1958, 72 Stat. 1692;  
Pub. L. 95-167, §1(d), Nov. 11, 1977, 91 Stat. 1347.)

#### REFERENCES IN TEXT

Upon the enactment of this chapter, referred to in subsec. (a), means upon the enactment of Pub. L. 85-870, which was enacted Sept. 2, 1958.

#### AMENDMENTS

1977—Subsec. (a). Pub. L. 95-167 substituted “section 896(a) of this title” for “section 896 of this title”.

#### § 888. Officers

(a) The officers of the corporation shall be a chairman of the board of directors, a president, one or more vice presidents (as may be prescribed in the constitution and bylaws of the corporation), a secretary, and a treasurer.

(b) The officers of the corporation shall be elected in such manner and for such terms and

with such duties as may be prescribed in the constitution and bylaws of the corporation.

(Pub. L. 85-870, §8, Sept. 2, 1958, 72 Stat. 1693.)

#### § 889. Distribution of income or assets to members; loans

(a) No part of the income or assets of the corporation shall inure to any of its members, directors, or officers as such, or be distributable to any of them during the life of the corporation or upon its dissolution or final liquidation. Nothing in this subsection, however, shall be construed to prevent the payment of compensation to officers of the corporation in amounts approved by the board of directors of the corporation.

(b) The corporation shall not make loans to its officers, directors, or employees. Any director who votes for or assents to the making of a loan or advance to an officer, director, or employee of the corporation, and any officer who participates in the making of such a loan or advance, shall be jointly and severally liable to the corporation for the amount of such loan until the repayment thereof.

(Pub. L. 85-870, §9, Sept. 2, 1958, 72 Stat. 1693.)

#### § 890. Nonpolitical nature of corporation

The corporation, and its officers and directors as such, shall not contribute to or otherwise support or assist any political party or candidate for public office.

(Pub. L. 85-870, §10, Sept. 2, 1958, 72 Stat. 1694.)

#### § 891. Liability for acts of officers and agents

The corporation shall be liable for the acts of its officers and agents when acting within the scope of their authority.

(Pub. L. 85-870, §11, Sept. 2, 1958, 72 Stat. 1694.)

#### § 892. Prohibition against issuance of stock or payment of dividends

The corporation shall have no power to issue any shares of stock or to declare or pay any dividends.

(Pub. L. 85-870, §12, Sept. 2, 1958, 72 Stat. 1694.)

#### § 893. Books and records; inspection

The corporation shall keep correct and complete books and records of account and shall keep minutes of the proceedings of its members, board of directors, and committees having any authority under the board of directors; and it shall also keep at its principal office a record of the names and addresses of its members entitled to vote. All books and records of the corporation may be inspected by any member entitled to vote, or his agent or attorney, for any proper purpose, at any reasonable time.

(Pub. L. 85-870, §13, Sept. 2, 1958, 72 Stat. 1694.)

#### § 894. Repealed. Pub. L. 88-504, §4(31), Aug. 30, 1964, 78 Stat. 637

Section, Pub. L. 85-870, §14, Sept. 2, 1958, 72 Stat. 1694, related to audit of financial transactions and report of such audit to Congress. See sections 1101 to 1103 of this title.

**§ 895. Exclusive right to name, emblems, seals, and badges**

The corporation and its subordinate divisions shall have the sole and exclusive right to use any of the following names: The Big Brothers of America; Big Sisters International, Incorporated; Big Sisters of America; Big Brothers; Big Sisters; Big Brothers—Big Sisters of America; and Big Sisters—Big Brothers. The corporation shall have the exclusive and sole right to use or to allow or refuse the use of such emblems, seals, and badges as have heretofore been used by the predecessor New York corporation, Big Brothers of America, Incorporated, described in section 896(a) of this title, and by the District of Columbia corporation, Big Sisters International, Incorporated, described in section 896(b) of this title, and the right to which may be transferred to the corporation.

(Pub. L. 85-870, §15, Sept. 2, 1958, 72 Stat. 1694; Pub. L. 95-167, §1(e), Nov. 11, 1977, 91 Stat. 1347.)

AMENDMENTS

1977—Pub. L. 95-167 substituted “any of the following names: The Big Brothers of America; Big Sisters International, Incorporated; Big Sisters of America; Big Brothers; Big Sisters; Big Brothers—Big Sisters of America; and Big Sisters—Big Brothers” for “the name, The Big Brothers of America” and “section 896(a) of this title, and by the District of Columbia corporation, Big Sisters International, Incorporated, described in section 896(b) of this title,” for “section 896 of this title”.

**§ 896. Acquisition of assets and liabilities of existing corporation**

(a) The corporation may acquire the assets of the Big Brothers of America, Inc., a corporation organized under the laws of the State of New York, upon discharging or satisfactorily providing for the payment and discharge of all of the liability of such corporation and upon complying with all laws of the State of New York applicable thereto.

(b) The corporation may acquire the assets of Big Sisters International, Incorporated, a corporation organized under the laws of the District of Columbia, upon discharging or satisfactorily providing for the payment and discharge of all of the liability of such corporation and upon complying with all laws of the District of Columbia applicable thereto.

(Pub. L. 85-870, §16, Sept. 2, 1958, 72 Stat. 1695; Pub. L. 95-167, §1(f), Nov. 11, 1977, 91 Stat. 1347.)

AMENDMENTS

1977—Pub. L. 95-167 designated existing provisions as subsec. (a) and added subsec. (b).

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 887, 895 of this title.

**§ 897. Use of assets on dissolution or liquidation**

Upon dissolution or final liquidation of the corporation, after discharge or satisfaction of all outstanding obligations and liabilities, the remaining assets, if any, of the corporation shall be distributed in accordance with the determination of the board of directors of the cor-

poration and in compliance with the constitution and bylaws of the corporation and all Federal and State laws applicable thereto.

(Pub. L. 85-870, §17, Sept. 2, 1958, 72 Stat. 1695.)

**§ 898. Reservation of right to amend or repeal chapter**

The right to alter, amend, or repeal this chapter is expressly reserved.

(Pub. L. 85-870, §18, Sept. 2, 1958, 72 Stat. 1695.)

**CHAPTER 37—JEWISH WAR VETERANS, U.S.A., NATIONAL MEMORIAL, INC.**

Sec.

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- 924. Use of assets on dissolution or liquidation.
- 925. Acquisition of assets and liabilities of existing corporation.
- 926. Reservation of right to amend or repeal chapter.

**§ 911. Corporation created**

The following named persons, to wit: Ben Kaufman, Trenton, New Jersey; William Berman, Westbrook, Maine; Joseph Gilman, Manchester, New Hampshire; Captain Louis H. Albrand, Burlington, Vermont; Mrs. Ethel Cohen, Providence, Rhode Island; Paul J. Robin, Providence, Rhode Island; Frederick S. Harris, Meriden, Connecticut; Edward Lettick, New Haven, Connecticut; William Carmen, Brookline, Massachusetts; David Lasker, Boston, Massachusetts; Mrs. Sarah Stone, Brighton, Massachusetts; Harry D. Henshel, New York, New York; Captain Joshua Goldberg, New York, New York; Sol Masch, New York, New York; Sam Slutsky, Peekskill, New York; I. T. Rockman, Harrisburg, Pennsylvania; Harry H. Schaffer, Pittsburgh, Pennsylvania; Doctor David Coyne, Hoboken, New Jersey; Edward Nappen, Atlantic City, New Jersey; Howard M. Berg, Wilmington, Delaware; Samuel Michaelson, Baltimore, Maryland; Louis E. Spiegler, Washington, District of Columbia; Joseph F. Barr, Washington, District of Columbia; Joseph A. Reshefsky, Portsmouth, Virginia; Edward Leyton, High Point, North Carolina; Doctor Harry Appel, Charleston, South Carolina; Harry Harrison, Atlanta, Georgia; Paul Ginsberg, Atlanta, Georgia; Harry Cohen, Miami Beach, Florida; Louis B. Lepp, Birmingham, Alabama; Edwin I. Baer, Louisville, Kentucky; Doctor Yale Burke, South Bend, Indiana; Harry T. Madison, Oak Park, Michigan; William Bobier, Phoenix, Arizona; Samuel